ESTTA Tracking number:

ESTTA353850 06/21/2010

Filing date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92049694	
Party	Plaintiff Retail Licensing Company	
Correspondence Address	THEODORE R. REMAKLUS WOOD, HERRON & EVANS, L.L.P. 2700 CAREW TOWER, 441 VINE STREET CINCINNATI, OH 45202-2917 UNITED STATES tremaklus@whepatent.com	
Submission	Other Motions/Papers	
Filer's Name	Theodore R. Remaklus	
Filer's e-mail	tremaklus@whepatent.com	
Signature	/theodore r remaklus/	
Date	06/21/2010	
Attachments	Notice of Allowance of Application.pdf (2 pages)(14536 bytes)	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

)
Retail Licensing Company		Cancellation No. 92049694
	Petitioner,)
) Registration No. 2,633,279
v.		Registered October 8, 2002
3.50.0 4)
M&O Activewear, Inc.)
)
	Respondent.)
)

NOTICE OF ALLOWANCE OF APPLICATION

In accordance with the Board's Order of April 22, 2010, Petitioner Retail Licensing

Company hereby notifies the Board that Application Serial No. 78/736,440 was allowed on June
15, 2010. In view of the allowance of that application, and as set out in the Stipulated

Suspension of Cancellation Proceeding, the present cancellation proceeding should now be dismissed.

Respectfully submitted,

Retail Licensing Company

Date: July 23, 2008 By: <u>/s/ Theodore R. Remaklus</u>

Theodore R. Remaklus tremaklus@whepatent.com

Attorneys for Petitioner

WOOD, HERRON & EVANS, L.L.P. 2700 Carew Tower 441 Vine Street Cincinnati, Ohio 45202-2917 (513) 241-2324 (513) 241-6234 (Facsimile)

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **Notice of Allowance of Application** was served upon counsel for Respondent, Matthew J. Himich, Esq., Thompson Coburn, LLP, One US Bank Plaza, St. Louis, Missouri 63101, mhimich@thompsoncoburn.com, by electronic mail and first class mail, postage prepaid, this 21st day of June, 2010.

/s/ Theodore R. Remaklus

Theodore R. Remaklus Wood, Herron & Evans, L.L.P. 2700 Carew Tower Cincinnati, Ohio 45202 (513) 241-2324